

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input checked="" type="checkbox"/> Declaration Submitted with Initial Filing OR <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	Attorney Docket Number	BY0034Y
	First Named Inventor	Katsumasa Nonoshita, et al
	COMPLETE IF KNOWN	
	Application Number	
	Filing Date	
	Group Art Unit	
	Examiner Name	

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NOVEL 2-HETEROARYL-SUBSTITUTED BENZIMIDAZOLE DERIVATIVE

the specification of which

(Title of the Invention)

☒ bears the Attorney Docket Number and Title of the Invention noted above

OR

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 12/28/2004 as United States Application Number or PCT International

Application Number PCT/JP2004/019843 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Attorney Docket Number	Priority Claimed?	
				YES	NO
2003 - 436992	Japan	12/29/2003	BY0034	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2004 - 235696	Japan	08/13/2004	BY0034	<input checked="" type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	Attorney Docket Number

DECLARATION AND POWER OF ATTORNEY for Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information known to me to be material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Application Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto

As a named inventor, I hereby appoint, respectively and individually, as my attorney(s) or agent(s) with full power of substitution and revocation, the following registered practitioner(s) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

☒ Practitioners Associated with the Customer Number **000210**

☐ OR Registered practitioner(s) named below

Name	Registration Number	Name	Registration Number
Richard C. Billups	31,916		
Melvin Winokur	32,763		

Direct all correspondence to: ☒ Customer Number **000210**

Name	Richard C. Billups				
Address	Merck & Co., Inc. - Patent Department				
Address	P.O. Box 2000, RY60-30				
City	Rahway	State	NJ	ZIP	07065-0907
Country	USA	Telephone	(732)594-4683	Fax	(732)594-4720

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])		Family Name or Surname	
Katsumasa		Nonoshita	
Inventor's Signature	Date		24 May 2006
Residence: City	Ibaraki	State	Country Japan
			Citizenship Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12		
City	Kudankita, Chiyoda-ku, Tokyo	State	ZIP 102-8667
		Country	JAPAN

☒ Additional inventors are being named on the 3 supplemental Additional Inventors(s) sheet(s) PTO/SB/02A or 02LR attached hereto

DECLARATION AND POWER OF ATTORNEY

**ADDITIONAL INVENTOR(S)
 Supplemental Sheet**

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Makoto				Ishikawa			
Inventor's Signature	MAKOTO ISHIKAWA				Date	24 May 2006	
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Hiroshi				Nakashima			
Inventor's Signature	Hiroshi Nakashima				Date	24 May 2006	
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Daisuke				Tsukahara			
Inventor's Signature	Daisuke Tsukahara				Date	24 May 2006	
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Yoshio				Ogino			
Inventor's Signature	Yoshio Ogino				Date	24 May 2006	
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN

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**ADDITIONAL INVENTOR(S)
 Supplemental Sheet**

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Fumiko				Sakai			
Inventor's Signature	Fumiko Sakai					Date	24 May 2006
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Yoshikazu				Nagae			
Inventor's Signature	Yoshikazu Nagae					Date	24 May 2006
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Keisuke				Arakawa			
Inventor's Signature	Keisuke Arakawa					Date	24 May 2006
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Teruyuki				Nishimura			
Inventor's Signature	Teruyuki Nishimura					Date	24 May 2006
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
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**ADDITIONAL INVENTOR(S)
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Jun-Ichi				Eiki			
Inventor's Signature	Jun-ichi Eiki					Date	24 May 2006
Residence: City	Ibaraki	State		Country	Japan	Citizenship	Japan
Mailing Address	Banyu Pharmaceutical Co., Ltd., Kitanomaru Square 1-13-12						
City	Kudankita, Chiyoda-ku, Tokyo	State		ZIP	102-8667	Country	JAPAN
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Given Name (first and middle [if any])				Family Name or Surname			
Inventor's Signature						Date	
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Mailing Address							
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Inventor's Signature						Date	
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Mailing Address							
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Inventor's Signature						Date	
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Mailing Address							
City		State		ZIP		Country	